The United States District Court for the northern District Diressos

JUDGE CONLON

GARY High FRECEINED NO 40 4457 Judge MAGISTRATE JUDGE SCHENKIER
OURT

UL ALL ARDUND JUL 0 6 2004 JA AMUSE MENTERIC US DISTRICT COURT Robert, Selano Compliant

now Comes Harry Hightower JR pray that the & Honorable Court hear my Crys and Compliant,

Y NOW I filed A CASE AGAINST ALL Around AMUSEMENT INC. FOR NOT PAXING ME FOR MINUMUN WAGES AND OVERTIME with ThE ILLINOIS DEPARTMENT OF LABOR FAIR LABOR Standard

DNOW They found that what I was saying to Be true But refuse to continue to Bring Legal ACTION AgriNST POR ROBERT, I quess Becauses hels A MOBSter ANd got political ties so the LABOR BOARD BEENING THE COWARD They ARE refuse to pursue this with Government Authority 3 De now Your Honor & m disable and D get SSI & WAS DIABLE WHEN I WAS WORKING FOR MR ROBERT, MY DISABILITY IS BYPOLAT AND MR ROBERT FOLD ME I WAS IN Show BUSINESS THE LONT HAVE TO PAY ME MINIMUM WAGES

DI I want MR ROBERT TO PAY ME What the LARD-Bd SAID HE OWE ME 1,651,82 under the MINIMUM WAges LAW, 820 IZCS 105/1-18

3 NOW SINCE MR ROBERT IGNORED THE STATE LAW
AND I had to file A CASE Agminst him in Federal
Court I'm SUEING for pump punitive DAMAGES
Also 820 IZCS 105/12 (1994) for the Amount
of 1,700,000 one million and seven hundred
thousand

TPRAY that This Court grant ME this Reviel And whatever it feel deem

SS Now Hightown DR 38 331-52-708/

Case: 1:04-cv-04457 Document #: 1 Filed: 07/06/04 Page 3 of 18 PageID #:3

INOIS DEPARTMENT OF LABOR

Fair Labor Standards - Compliance Processing Section 160 North LaSalle Street, Suite C-1300 Chicago, Illinois 60601-3150 312-793-2804

) NOTICE OF DISMISSAI
Gary Hightower)
5042 N. Winthrop)
Chicago, Illinois 60640)
•	·)
CLAIMANT,)
)
)
v.) DATE: June 1, 2004
)
)
All Around Amusement, Inc.)
)
RESPONDENT EMPLOYER,)
·) FILE: 02-A01324

Dear Mr. Hightower:

Please be advised that we have conducted a thorough review of your claim. The record of evidence reveals that extensive work has taken place on your behalf in an effort to resolve your claim. Our investigation concluded and we made various attempts to conciliate the matter with the respondent employer. There are no further actions we can take on your behalf.

We are, therefore, unable to assist you any further and must dismiss your claim.

You may pursue other legal action if you so desire. Please note that there are statutes which limit the time you have to file a lawsuit. The determination above does not preclude any other recourses that may be available to you.

Very truly yours, Fair Labor Standards Division ILLINOIS DEPARTMENT OF LABOR
Fair Labor Standards Division
160 North LaSalle Street, Suite C-1300
Chicago, Illinois 60601

NOTICE OF LEGAL ACTION

APRIL 30, 2004

ROBERT SALERNO
ALL AROUND AMUSEMENT, INC.
21342 W. DIVISION
LOCKPORT, IL 60441

File Number: 02-A01324

Dear Employer:

This Division has previously notified you of your failure to pay the employees named on the attached schedule, the amounts indicated as wages under the Minimum Wage Law, 820 ILCS 105/1-15. We have attempted to resolve this matter by requesting your compliance through the payment indicated. We have not received your payment.

Since you have failed to comply with the Act, we have begun the process necessary to refer this matter for court action by the Illinois Attorney General or the local States Attorney.

IF YOU WISH TO AVOID ANY FURTHER ACTION IN THIS MATTER, SUBMIT PAYMENT AS REQUESTED. Please send checks to this office made payable as per the following example: "JANE DOE (employee's name) OR ILLINOIS DEPARTMENT OF LABOR." DO NOT USE THE WORD "AND".

PLEASE LIST EACH EMPLOYEE'S INDIVIDUAL NAME AND THE ILLINOIS DEPARTMENT OF LABOR ON EACH INDIVIDUAL PAYCHECK. CHECKS MUST BE VALID FOR ONE YEAR IN AMOUNT INDICATED IN THE COLUMN LABELED "amount owed" for each employee on the summary sheets. Legal deductions as required by law are to be taken.

Unless Payment is made within fifteen (15) days of receipt of the notice, this case may be referred to the Office of the Illinois Attorney General or the local States Attorney for court action under the provisions of the Act cited above. That office may file a criminal or civil complaint for the nonpayment of wages, which may result in penalties and punitive damages. 820 ILCS 105/12(1994).

Sincerely, Fair Labor Standards Division

\$1,651.82

TOTAL WAGES DUE

TOTAL WAGES DUE EMPLOYEE	\$1,651.82	
SOC.SEC.#	331527081	
CITY/STATE/ZIP	Chicago, IL 60640	
ADDRESS	5042 N. Winthrop	
21342 W. Division Lockport, IL 60441 815-725-2323	Hightower, Gary Jr.	

Illinois Department of Labor Fair Labor Standards Division Ron Ward #5

#02-A01324 All Around Amusement ILLINOIS DEPARTMENT OF LABOR
Fair Labor Standards Division
160 North LaSalle, Suite C-1300
Chicago, Illinois 60601

FORMAL REQUEST FOR COMPLIANCE

MARCH 23, 2004

ROBERT SALERNO ALL AROUND AMUSEMENT, INC. 21342 W. DIVISION LOCKPORT, IL 60441

FILE NO: 02-A01324

Dear Employer:

Pursuant to a field investigation, this Division has determined that the employer did not pay the minimum wage and/or overtime pay as required under the Minimum Wage Law, 820 ILCS 105/1-15, and that the employees listed on the enclosed summary sheet are owed back pay.

This Division formally requests that you bring your business into compliance with the Act and pay the stated wages to the named employees.

Please send checks to this office made payable as per the following example: "JANE DOE (employee's name) OR ILLINOIS DEPARTMENT OF LABOR." DO NOT USE THE WORD "AND".

PLEASE LIST EACH EMPLOYEE'S INDIVIDUAL NAME AND THE ILLINOIS DEPARTMENT OF LABOR ON EACH INDIVIDUAL PAYCHECK. CHECKS MUST BE VALID FOR ONE YEAR IN AMOUNT INDICATED IN THE COLUMN LABELED "amount owed" for each employee on the summary sheets. Legal deductions as required by law are to be taken.

Unless Payment is made within fifteen (15) days of receipt of this notice, this case may be referred to the Office of the Illinois Attorney General for court action under the provisions of the Minimum Wage Law cited above. That office may file a criminal or civil complaint for the nonpayment of wages, which may result in penalties and punitive damages. 820 ILCS 105/12.

In addition, please be advised that discrimination in any manner against an employee who makes a wage complaint, or testifies in an investigation by this agency, is prohibited under Section 11 (c) of the Minimum Wage Law. 820 ILCS 105/11(c).

We appreciate your anticipated cooperation and compliance with the labor statutes of this state.

Sincerely Fair Labor Standards Division

\$1,651.82

TOTAL WAGES DUE

TOTAL WAGES DUE <u>EMPLOYEE</u>	\$1,651.82	
SOC.SEC.#	331527081	
CITY/STATE/ZIP	Chicago, IL 60640	
ADDRESS	5042 N. Winthrop	
21342 W. Division Lockport, IL 60441 815-725-2323	Hightower, Gary Jr.	

Illinois Department of Labor Fair Labor Standards Division Ron Ward #5

All Around Amusement

#02-A01324

ILLINOIS DEPARTMENT OF LABOR

Fair Labor Standards Division 160 North LaSalle Street, Suite C-1300 Chicago, Illinois 60601

NOTICE OF NONCOMPLIANCE WITH MINIMUM WAGE LAW

FEBRUARY 13, 2004

ROBERT SALERNO ALL AROUND AMUSEMENT, INC. 21342 W. DIVISION LOCKPORT, IL 60441

File Number: 02-A01324

Dear Employer:

Pursuant to an investigation of the above-named establishment, our division has determined that your company has not complied with the provisions of the Minimum Wage Law, 820 ILCS 105/1-15. In order for the establishment to come into compliance with the Act, each employee named on the accompanying summary sheet must be paid the minimum wage and/or overtime back pay.

Please send checks to this office made payable as per the following example: "JANE DOE (employee's name) OR ILLINOIS DEPARTMENT OF LABOR." DO NOT USE THE WORD "AND".

PLEASE LIST EACH EMPLOYEE'S INDIVIDUAL NAME AND THE ILLINOIS DEPARTMENT OF LABOR ON EACH INDIVIDUAL PAYCHECK. CHECKS MUST BE VALID FOR ONE YEAR IN AMOUNT INDICATED IN THE COLUMN LABELED "amount owed" for each employee on the summary sheets. Legal deductions as required by law are to be taken.

You may file a request for review of this determination. Such a request must be in letter form and filed WITHIN 15 DAYS after receipt of this notice. The request shall be prominently marked "REQUEST FOR REVIEW OF INSPECTION RESULT" on both the letter and envelope and shall be mailed or delivered to the Department's Chicago Office. The request must set forth the reasons why the employer believes the determination is incorrect as a matter of law or fact or, if applicable, any newly discovered evidence the employer could not have discovered during the course of the inspection.

Thank you for your cooperation and anticipated compliance with the labor statutes of this state.

Sincerely, Fair Labor Standards Division

\$1,651.82

TOTAL WAGES DUE EMPLOYEE

331527081	Chicago, IL 60640	5042 N. Winthrop	Hightower, Gary Jr.
SOC.SEC.	CITY/STATE/ZIP	ADDRESS	EMPLOYEE NAME
			815-725-2323
			Lockport, 1L 60441
		-	21342 W. Division
			All Around Amusement
			#02-A01324
			Ron Ward #5
			Fair Labor Standards Division
			Illinois Department of Labor

TOTAL WAGES DUE

\$1,651.82



Case: 1:04-cv-04457 Document #: 1 Filed: 07/06/94 Page 10 of 18 Page ID #:10 Fair Labor Standards Division 160 N. LaSalle, Suite C-1300 Chicago, IL 60601 312/793-2804

1.Compliance Officer

	ISPECTION		and Aus	J. FEIN Jusement Inc.	_
6. I	Name of Establishme	the state of the s	/ 1.	Lockport, IL 6044/ Will	
7.	Address <u>2/34</u>	2 W, D	VIS/CO Street	Lockport, FL 6044/ Will City Zip Code County	
8 1	Nain Office Address	umber : <i>5ame</i>	311661	Elp Code County	
		· _		To come of	
	ndividual Owner [^		Other 🗆	
10. \$	Senior Official's Nam	ne Kobert	alerno	Position Dresiclent	
11.	Person Interviewed	Name		Position	
12.	Nature of Business _	Cornival		Uquor Served ? ☐ Yes ☐ No	
		•	har (spacify type)	None	
13.	Time Records: U	net fo	in 13hol	from to from to	
14.	Records Checked	from	tot	P/C-72(=2323	
15.	Total Employees	50	Est. Pho	ne Number <u>815-725-2323</u>	
	MINIMUM WAGE LA	الا: In Compl: غ	oe below	IND HOME WORK LAW: In Compl:	•
	CHILD LABOR LAW:	In Compl:		STREET TRADE ACT: In Compl:	
	SIX DAY WEEK LAW:	In Compl:		OTHER: In Compl: ///	
16.	THE FOLLOWING VI	nant en l OLATIONS WERE FOUN	J IN SPEC	RECTION IS REQUIRED BY LAW.	
Γ	Law	Section	# Violations	Description of Violations	
┢	105	4	1	Every employee must be pared the app	//c
				able minimum was	
	105	4(a)	1	Every employee must be poid the and on	
	70			holf of their hourly rate ferall hours	
				worked in expens of 40 perweek	
	105	8	/	Accurate receids must be maintained	Ro
٢	· 		· · · · · · · · · · · · · · · · · · ·	all non exempt employees	
F	105	11(a)3	1	Employer must provide required receives	to
				TOOL employee wan request.	

17. Publications Left:	□ мw □ сп	□ 6 Day	□ інw	☐ Poster	Other		
18. Compliance Office	ər's Signature	Def C	7. We	nel	 -		
Insp. Began: Date <u>10</u>	124/63	_Time _ /-' 30	pm	Return Date		Time	
Return Date		_ Time		End Date <u>01</u>	14/04	Time _	4copm_
19. I have been inform	ned of the above find	dings and have b	een given a c	copy of same!		1/	avel o
 I have been information. Signature/Title of Rep. 	Of Est. Unch!	c to 419	5/	confleta	as is	Hem	CHICK

Case: 1:04-cv-04457 Document #: 1 Filed: 07/06/04 Page 11 of 18 PageID #:11
GENERAL INFORMATION
Wage Claim File No: 402-AC1324
Business Name: All Around Amusement Telephone Number: 815-725-2323
Street Address: 21342 W. Division
City: Lockart State: IL Zip: 6044/
Business Structure: Type Corporation [] Limited Partnership [] Partnership [] Sole Proprietorship
[] Other:
If the business is a corporation, in which state is it incorporated? Illinois
If incorporated in another state, is the corporation registered in Illinois? [] Yes [] No
Who is the President of the corporation?
Name: Robert Solerno Telephone Number: £15-725-2323
Street Address: 2/342 4/ Division
City: Lockpert State: Il zip: 6044/
Who is the Registered Agent?
Name: Juanita A. Salerno Telephone Number: some
Street Address: Scine
City: State: Zip:
If the business is not a corporation, who is (are) the owner(s)? Use additional sheets if necessary.
Name: Telephone Number:
Street Address:
City: State: Zip:
Is the business still operating? [Yes [] No If yes, what is the average number of employees?
If the business is closed, has any action been filed in bankruptcy court? [] Yes [] No
If yes, date of filing: Case No
RESPONDENT EMPLOYER CERTIFIES that the foregoing, including attachments, is true and correct to the best of his/her knowledge and belief.
Executed at, in the State of, on, 20
Unable to sign / Conpleted in Home Office Signature Title or Position
Type or print your name and title or position.

To: Gary Hightower Jr.

Date: 08-28-03

Dear Claimant:

The Illinois Department of Labor has attempted to contact you for further information required to complete the alleged complaint you filed against: All Around Amusement

Please advise us of your current address and daytime and evening phone numbers.

Please return this form within 10 days of receipt if you wish to proceed with this claim.

Note: In order for u	is to proceed with your cl	laim, it wil	l be necessary	to reveal your name.
May we reveal? Ye	sNo		<u>-</u>	
Your name				
				•
	State			
Daytime/Phone No.		_ times _	to	
Evening/Phone No.		_times	to	
Your signature			Dat	ed
Return to:	ILLINOIS DEPARTMENT OF LABOR FAIR LABOR STANDARDS DIVISION 160 N. LASALLE STREET Suite C-1300 CHICAGO, ILLINOIS 60601			

(For Office Use Only)

Compliance Officer: Ron Ward #5

File No. #02-A01324

To: Gary Hightower Jr.

Date: 10-21-03

Dear Claimant:

The Illinois Department of Labor has attempted to contact you for further information required to complete the alleged complaint you filed against: All Around Amusement.

Please advise us of your current address and daytime and evening phone numbers.

Please return this form within 10 days of receipt if you wish to proceed with this claim.

Note: In order for u	s to proceed with your cla	im, it will be neces	sary to reveal your name.		
May we reveal? Yes	s No				
Your name					
Your address			·		
City	State_		_Zipcode		
Daytime/Phone No.	·	_timesto			
Evening/Phone No.		timesto)		
Your signature	<u> </u>		Dated		
Return to:					

(For Office Use Only)

Compliance Officer: Ron Ward #5

File No. #02-A01324

CLAIMANT: Gary Hightower Jr. SS#331-52-7081

FILE NO: #02-A01324

RE: Minimum Wage and Overtime Complaint

Dear Mr. Rob Saleno,

A Compliance Officer from this division will be making a review of the time and payroll records for your establishment. At this time only with your cooperation, the scope of the investigation will be limited to the above named and listed claimant(s) only. Please bear in mind, normal investigation procedure is to review records for all employees, and with reason, this department can reopen this file.

The approximate time frame that we are interested is from 05/2002 to the claimant(s) termination payroll dates. We are requesting that LEGIBLE COPIES of the time and payroll records for the stated Claimant(s), be mailed this division within 15 days of receipt of this request.

The records should contain the following: name, address, social security number, rate of pay, hours of work per day and per workweek, gross wages per pay period, proof of age (for any employee under the age of eighteen (18) and any pertinent information regarding claimant(s).

Please mail legible copies to: ATTENTION: RONALD D. WARD, ILLINOIS DEPARTMENT OF LABOR - FAIR LABOR STANDARDS DIVISION, 160 N. LASALLE STREET, SUITE C-1300, CHICAGO, ILLINOIS 60601.

If you have any questions, please do not hesitate to contact our records coordinator at the listed address, or if you choose, you may contact me at my office, telephone number (312) 793-2804.

Sincerely,

Ronald D. Ward Compliance Officer



DATE:

Cnicago, illinois	ints APT 235 60640 6-40 Fax: (773) 506-3417
Fax	
FAX NUMBER:	(31D814-18

то:	Dept of laBor Claim APPLECATION
COMPANY:	LABOR DEDT
FROM:	GARY High Tower JR
COMMENTS: New	Address 5042N Winthrop APT 235
Chicago, IL	60640, Claim# 02-A01324
HighTower	JR VS ALL AROUND AMUSEMENT
	LOMPART IN JOLIET ILC
	- ,

Changed 10/14/0 L. Menhall

Number of Pages including cover sheet: 2
If you have any questions concerning this fax

Please call: (773) 506-3414

Case Managers:

TaShena Lollis, John Wessel-McCoy, and Steven Skovensky

G, HIghTOWERJTR

Case: 1:04-cv-04457 Document #: 1 Filed: 07/06/04 Page 16 of 18 PageID #:16 PLEASE PRINT OR TYPE A MINIMUM WAGE and OVERTIL FORMATION Attach copies CLAIM APPLICATION supporting documentation and other evidence. Illinois Department of Labor 160 N. LaSalle Street, Ste. C-1300 Chicago, Illinois 60601 (312) 793-2804 SEP 2 4 2002 FOR OFFICE USE ONLY Claim Number: 02-A01324 001 Illinois Department of Labor 55 CHICAGO OFFICE C.O. # Туре County Code **EMPLOYER INFORMATION - MUST BE PROVIDED** Business Name (1) Street Address (Not P.O. Box) 🔟 Telephone 855 Zip Code Type of Business No. of Employees Contact Name EMPLOYEE INFORMATION Social Security # 331 გაგე Sitv Zip Code (a) Daytime Telephone: Birth Date Evening Telephone: Please indicate: I do not want my name revealed to the employer. My name may be revealed to the employer. Your Title LABAMET Did your position require a college degree? Were you a professional employee? ☑ Yes □ No □ Yes Did you supervise anyone? Were you a manager? ☐ Yes **IZI** No ☐ Yes Break down MACHINE OF MIDES List your primary duties: Set Up MACHINE OF FIDES □ Other H-€ How were you paid? ☑ Salary ☐ Hourty Check if you received: □ Meals □ Lodging □ Tips □ Other

I HEREBY CERTIFY that the foregoing including attachments, is true and accurate to the best of my knowledge and belief. I UNDERSTAND that acceptance of this claim by the Illinois Department of Labor does not guarantee collection. I AUTHORIZE the Department of Labor to receive any monies and to mail such monies to me at my own risk.

Signature Down Highlower JR

Date 9-27-02

Case: 1:04-ch. 0442 Document # 1 Filed: 0.408 Parent Allen Jught Cover 331-52-1081 6-23-02 8 5:00 pm to 1.00 pm 6-21-02 8 5:00 pm to 1.00 pm 6-21-03 18 pm 6-21-03 18 pm 6-21-03 18 pm 7-21-03 18 pm 7-2	Company of the Control of the Contro
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